

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A25-10009
Date Received: 4/18/1988
Receipt No: E000114

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOHN STONE 208-357-5224
Address: BOX 591
IDAHO FALLS, ID 83405

AND/OR
Name: ROXINE STONE
Address: IDAHO FALLS, ID 83405

2. Date of Priority: JUN 01, 1963

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
02N	38E	8	NE SE		BONNEVILLE

5. Description of diverting works:
TWO WELLS WITH LINES TO THREE COMMERCIAL ENTERPRISES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
COMMERCIAL	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
COMMERCIAL

A25-10009

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Date: 04/18/88

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A2510009

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	38E	8	NE	SE		COMMER	

11. Place of use in counties: BONNEVILLE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE
Water Right Number:

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s):

Rofine Stone

Date:

4-18-88

Date: _____

State of Idaho)

County of

Bonneville

) SS.

Subscribed and sworn (or affirmed) before me this 18th day

of

April

19

88

Colleen Gray
Notary Public

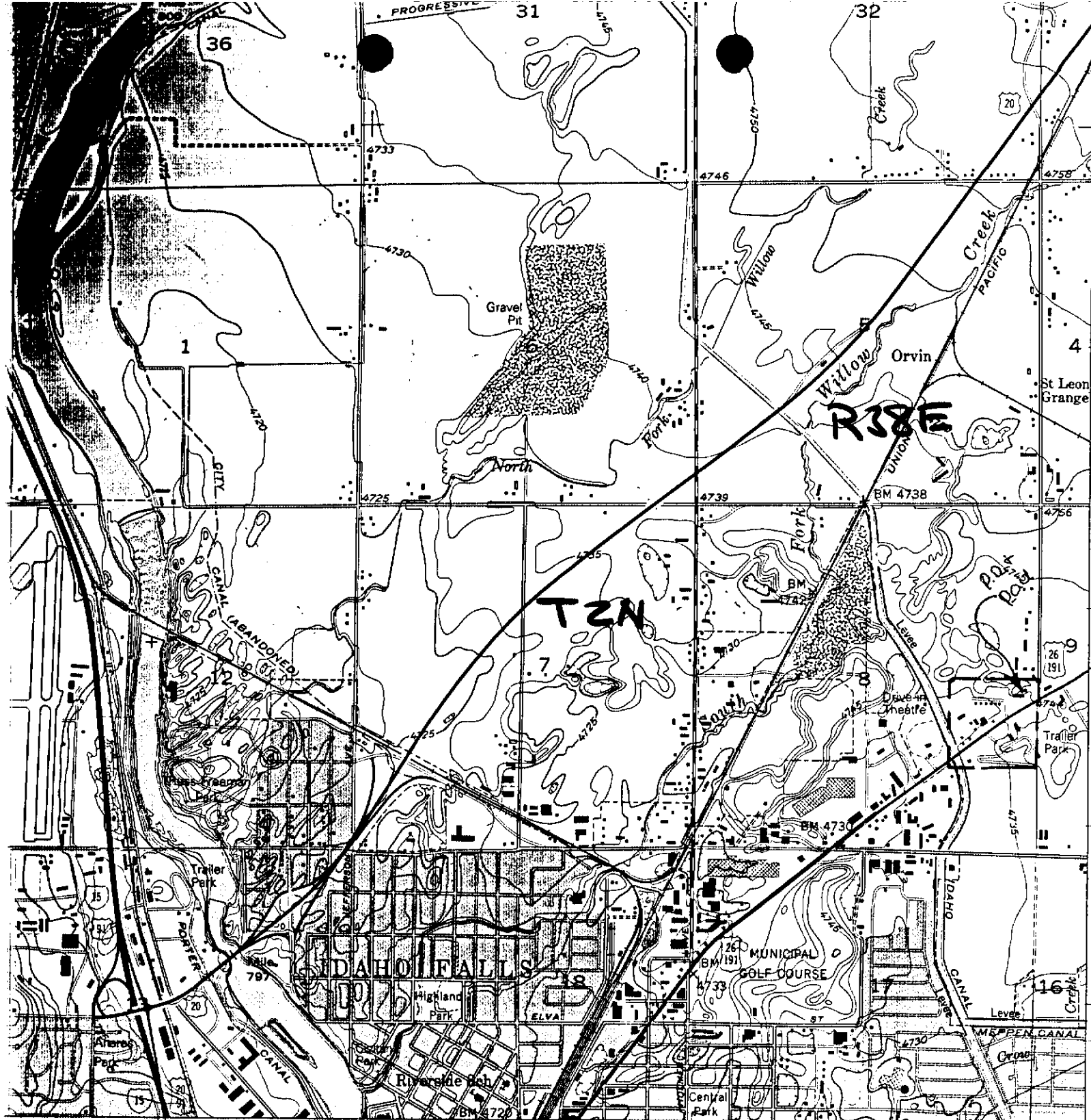
Seal

Residing at

Idaho Falls, Id.

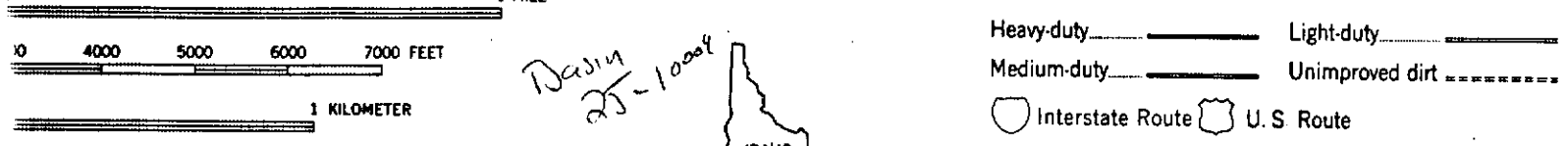
My Commission Expires

5/28/1991



LS SOUTH) NE 415 R. 37 E. 2'30" R. 38 E. 417 112°

1:24000 SHELLY 9.4 MI. POCA TELLO 51 MI. 418000m E.



VERTICAL DATUM OF 1929 QUADRANGLE LOCATION

NATIONAL MAP ACCURACY STANDARDS
 2. COLORADO 80225, OR RESTON, VIRGINIA 22092
 AND SYMBOLS IS AVAILABLE ON REQUEST
 Revisions shown in purple compiled from aerial photographs taken 1976 and other source data. This information not field checked. Map edited 1979
 Purple tint indicates extension of
 IDAHO FALLS NORTH, IDAHO
 N4330-W11200/7.5
 1948
 PHOTOREVISED 1979

RECEIVED

MAY 22 1991

Department of Water Resources
Eastern District Office

May 21, 1991

State of Idaho
Department of Water Resources
150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402

NOTICE OF CLAIM A25-10009 02N 38E 8 NE SE Bonneville County

Re: Evidence of Priority

We purchased the above mentioned property in 1981, at that time it had two wells on it. I have spoken with Otto Gneiting, the previous owner who has indicated to me that he has knowledge of these wells in use as early as 1963.

Signed

Roxine Stone
Roxine Stone, Current owner

State of Idaho
Bonneville County

This is to certify that on this 21 day of May 1991 before me, the undersigned notary public duly commissioned and sworn, personally appeared Roxine Stone to me known to be the individual described in and who executed the foregoing instrument.

In witness whereof I have hereunto set my hand and affixed my official seal on the day and year in this certificate above written.

[Signature]
Notary public in and for the State of
Idaho, Bonneville County

May commission expires:

4/93

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April 25, 1991

NOTICE OF CLAIM A25-10009

John and/or Roxine Stone
Box 591
Idaho Falls, Id 83405

RE: **Evidence of Priority**

Dear Mr. Stone:

The Notice(s) of Claim identified with the number shown above you name has been filed in the Snake River Basin Adjudication (SRBA). The Notice(s) indicates the water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference I have provided a printout of your Notice(s) and the pamphlet entitled "Evidence of Priority". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled "What Kind of Evidence is Required" and "Some Examples of Documents Which May Be Evidence of the Priority Date".

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice(s) have been or soon will be conducted by Department personnel. But, the Department will not recommend the Notice(s) be decreed by the court if no evidence of a priority date is submitted.

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John Stone
Roxine Stone

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Please submit the required evidence supporting the priority date(s) by **May 28, 1991**, referencing all documents with the corresponding Notice number(s). If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Ernest Carlsen
Water right Supervisor, Adjudication

EC:sc

Enclosure: Brochure on "Evidence of Priority"
Proof Report

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Water Right Number - A25-10009

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
STONE

JOHN

1 - BOX 591

2 -

3 -

City- IDAHO FALLS

State- ID Zip- 83405

Phone - 208-357-5224

STONE

ROXINE

1 -

2 -

3 -

City- IDAHO FALLS

State- ID Zip- 83405

Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - + + - - Stage - - - + + - - Status - - - +
06/01/1963 Error in Region J - BENEFICIAL USE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

02N 38E 8 NE SE (19) BONNEVILLE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
10 - COMMERCIAL 01/01 12/31 0.040+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.040+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
02N 38E 8 NE SE 10 COMMERCIAL (19) BONNEVILLE

+ - - Diversion Means - TWO WELLS WITH LINES TO THREE COMMERCIAL ENTERPRISES

+ - - Non-Irrigation Use - COMMERCIAL

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
No Remarks found.+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.M
E
L
T
O
N
O
D

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 04/18/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- E000114	Federal/State Indicator	- S
Claims Tape Error Flg	-	POU Ownership Flag	- Y	Presumption Flag	-
Fee Exempt Flag	-	Name Connector	- AND/OR		